

10-20-05-

IFH



Attorney's Docket No. SP-1283 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Shen, et al.
Serial No. : 10/825,528
Art Unit : 1761
Examiner : Anthony J. Weier
Confirmation No. : 8389
For : Acid Beverage Composition and Process for Making Same Utilizing an
Aqueous Protein Composition

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

EXPRESS MAIL CERTIFICATE

"Express Mail" Label Number: **EV 042959615 US**

Date of Deposit: October 19, 2005

I hereby certify that the attached: **Certificate of Mailing, Response to Restriction Requirement (2 pages) and Return Receipt Postcard** are being deposited with the United States Postal Service as "Express Mail" in an envelope addressed to:

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Dated: _____

10/19/2005

Sheri P. West
Sheri P. West



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Shen, et al.	Examiner:	Anthony J. Weier
Serial No.:	10/825,528	Art Unit:	1761
Filed:	April 15, 2004	Confirmation No.:	8389
For:	ACID BEVERAGE COMPOSITION AND PROCESS FOR MAKING SAME UTILIZING AN AQUEOUS PROTEIN COMPONENT		

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

This is the response to the Restriction Requirement under 35 U.S.C. §121 mailed September 26, 2005 which gave Applicants a one month period for responding.

According to the Examiner, the Applicants are required to restrict the application to one of the following inventions:

I. Claims 1-16, drawn to an acid beverage composition, classified in class 426, subclass 590.

II. Claims 17-83, drawn to a method for preparing an acid beverage composition, classified in class 426, subclass 590.00

Applicants elect claims 1-16. This election is made with traverse since both groups of claims are classified in the same class and as such, an undue search would not be required.

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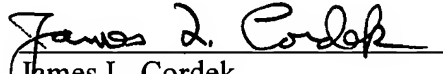
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In the event the Examiner finds minor issues within this case remain unresolved, the Examiner is respectfully requested to contact the undersigned to arrange for an interview to expedite the disposition of this application.

If any additional fees are due in connection with the filing of this document, the Commissioner is authorized to charge those fees to our Deposit Account No. 50-0421.

Respectfully submitted,
Solae, LLC

Date: October 19, 2005


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